

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JEFFREY EDWARDS,

Plaintiff,

v.

DR. HANDSON,

Defendant.

2:13-cv-1118-JCM-GWF

**ORDER**

**I. DISCUSSION**

This action is a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983 by an individual who was in the custody of the Nevada Department of Corrections at the time he initiated this case. At the time Plaintiff initiated this case, Plaintiff submitted an application to proceed *in forma pauperis* for prisoners. (ECF No. 1). In this Court's January 2, 2014 screening order, the Court deferred a decision on the application to proceed *in forma pauperis*. (ECF No. 8 at 2). The screening order also imposed a 90-day stay and the Court entered a subsequent order in which the parties were encouraged to engage in informal settlement discussions. (ECF No. 8, 9). The Office of the Attorney General has filed a status report indicating that settlement has not been reached and informing the Court of its intent to proceed with this action. (ECF No. 12).

Pursuant to this Court's last order, Plaintiff has filed an application to proceed *in forma pauperis* by a non-prisoner. (ECF No. 13, 14). Based on the financial information provided, the Court grants Plaintiff's application to proceed *in forma pauperis* by a non-prisoner.

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1 **II. CONCLUSION**

2 For the foregoing reasons, IT IS ORDERED that Plaintiff's application to proceed *in*  
3 *forma pauperis* by a non-prisoner (ECF No. 14) is GRANTED.

4 IT IS FURTHER ORDERED that the movant herein is permitted to maintain this action  
5 to conclusion without the necessity of prepayment of any additional fees or costs or the giving  
6 of security therefor. This order granting leave to proceed *in forma pauperis* shall not extend  
7 to the issuance of subpoenas at government expense.

8 IT IS FURTHER ORDERED that the Clerk of the Court shall electronically **SERVE** a  
9 copy of this order and a copy of Plaintiff's amended complaint (ECF No. 7) on the Office of the  
10 Attorney General of the State of Nevada, attention Kat Howe.

11 IT IS FURTHER ORDERED that subject to the findings of the screening order (ECF No.  
12 8), within **twenty-one (21) days** of the date of entry of this order, the Attorney General's Office  
13 shall file a notice advising the Court and Plaintiff of: (a) the names of the defendants for whom  
14 it accepts service; (b) the names of the defendants for whom it does not accept service, and  
15 (c) the names of the defendants for whom it is filing last-known-address information under  
16 seal. As to any of the named defendants for which the Attorney General's Office cannot  
17 accept service, the Office shall file, *under seal*, the last known address(es) of those  
18 defendant(s) for whom it has such information.

19 IT IS FURTHER ORDERED that if service cannot be accepted for any of the named  
20 defendant(s), Plaintiff shall file a motion identifying the unserved defendant(s), requesting  
21 issuance of a summons, and specifying a full name and address for the defendant(s). For the  
22 defendant(s) as to which the Attorney General has not provided last-known-address  
23 information, Plaintiff shall provide the full name and address for the defendant(s).

24 IT IS FURTHER ORDERED that if the Attorney General accepts service of process for  
25 any named defendant(s), such defendant(s) shall file and serve an answer or other response  
26 to the complaint within **sixty (60) days** from the date of this order.

27 IT IS FURTHER ORDERED that, henceforth, Plaintiff shall serve upon defendant(s) or,  
28 if an appearance has been entered by counsel, upon their attorney(s), a copy of every

1 pleading, motion or other document submitted for consideration by the Court. Plaintiff shall  
2 include with the original paper submitted for filing a certificate stating the date that a true and  
3 correct copy of the document was mailed to the defendants or counsel for the defendants. If  
4 counsel has entered a notice of appearance, Plaintiff shall direct service to the individual  
5 attorney named in the notice of appearance, at the address stated therein. The Court may  
6 disregard any paper received by a district judge or magistrate judge which has not been filed  
7 with the Clerk, and any paper received by a district judge, magistrate judge, or the Clerk which  
8 fails to include a certificate showing proper service.

9 DATED: This 1st day of May, 2014.

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12 GEORGE FOLEY, JR.  
13 United States Magistrate Judge  
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